

55 Washington Drive
Acton, MA 01720

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February 7, 2004

Mr. Don Johnson
Town of Acton: Town Manager
472 Main Street
Acton, MA 01720

RE: Town Snow Plow/Destruction of Property

Dear Mr. Johnson:

As a follow-up to our email exchange, enclosed please find a photo set detailing the extensive and unconscionable destruction of my property by the current town snow plow subcontractor, Chris Noble. This is not an isolated incident which many of my neighbors will attest to. Despite six foot reflective snow markers on my property, in the past the town snow plow driver has also...

1. Smashed my mailbox
2. Struck and sent 100 pound plus landscape boulders across my lawn
3. Piled all of the snow and sand at the intersection onto my corner only
4. Tried to run over me after I asked the driver to stop the destruction
5. Repeatedly disturbed the peace throughout the very early a.m. hours keeping my family awake including our newborn daughter due to an oversized, roaring, house vibrating dump truck with bright head lights

The collateral damage to my family and I has been significant: emotional distress, sleepless nights, decreased work productivity and large property repair expenses/efforts. Thus far, you have refused to correct the problem despite the fact that all of your snow plow drivers have demonstrated the ability to maneuver their plows in any chosen direction. I have proof to this effect in the form of digital video footage and going forward, I will monitor the situation as such, 24 x 7 during snowfall.

The solution is simple and twofold: The plow driver should distribute the snow equally on both corners and equally push the snow left and right onto Washington Drive from Coolidge Drive.

Enough is enough. The damage and excuses must stop. Otherwise, I will pursue this issue with the town Selectman and if necessary, the court system.

Per my telephone conversation with Mr. Brown and his offer which I accepted on the morning of February 4, 2004, Chris Noble will repair the torn up lawn and any grass killed by copious amounts of sand before the end of this May. Using expert lawn restoration methods, he will prep the affected areas and use quality materials as follows: screened/weed free topsoil, starter fertilizer and a top grade residential turf seed consisting of Kentucky bluegrass, rye and fescue varieties. Once the snow melts at season end, I will meet with Messieurs Brown and Noble to review the damage and set a specific date for repairs. At that time we will also determine if Mr. Noble's plow damaged any in-ground sprinkler heads.

Sincerely,



Adam Powers
Enclosures: Photos